

REGULAR COUNCIL MEETING
WEDNESDAY, MAY 8, 2019
COUNCIL CHAMBERS
www.lackawannany.gov

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Annette Iafallo presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Annette Iafallo.

Meeting called to order

NB: Meeting being recorded

Roll Call: Council: Present: Ingram, Schultz, Surdyke, Iafallo

Dept. Heads: Present: Law, Development, Recreation, Public Safety, Comptroller
Excused: Public Works

Approval of Minutes: of regular meeting of April 15, 2019 and special meeting of April 29, 2019

Moved by Iafallo seconded by Surdyke to adopt minutes of regular meeting of April 15th and special meeting of April 29th, 2019 as written

Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

Departmental Reports:

1. **City Comptroller-** A/P Check Listing #38, dated April 11, 2019
2. **City Comptroller-** A/P Check Listing #39, dated April 18, 2019
3. **City Comptroller-** A/P Check Listing #40, dated April 25, 2019
4. **City Clerk-** Monthly Revenue Report for April 2019
5. **City Treasurer-** Total receipts deposited into the General Fund Account for April 2019

Moved by Iafallo seconded by Ingram to receive and file departmental reports one thru five

Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

Communications from the Mayor:

School Bus Safety Cameras/Good Energy

6. To: City Council

Please place the attached resolutions on the agenda for the regular meeting of the City Council on May 8, 2019. The first deals with support for School Bus Safety Camera Legislation, the second deals with a proposed action to select Good Energy, L.P. to act as Community Choice Aggregation Program Administrator.

Thank you for your anticipated cooperation.

MAYOR GEOFFREY M. SZYMANSKI

Moved by Iafallo seconded by Schultz to receive and file, act on resolutions

Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

6. (A) RESOLUTION # 9, 2019

SUBMITTED BY: MAYOR GEOFFREY M. SZYMANSKI

RE: SUPPORT FOR SCHOOL BUS SAFETY CAMERA LEGISLATION

WHEREAS, parents entrust our schools with the safety of the children, and

WHEREAS, this includes the children to be delivered to and from the school safely, and

WHEREAS, there are thousands of dangerous and deadly illegal school bus passing incidents each year, **50,000 NEW YORK STATE DRIVERS ILLEGALLY PASS SCHOOL BUSES ANNUALLY**, and

WHEREAS, stop-arm cameras are available to for the school buses and activate when the bus is stopped, and can be implemented without cost to taxpayers

NOW, THEREFORE BE IT,

RESOLVED, Operation Safe Stop Education and Enforcement Day is Thursday May 2, 2019 the day this item was clocked in for the city council agenda, and be it further

RESOLVED, the city of Lackawanna hereby supports the governor and the state legislature's efforts to implement state wide, these stop-arm cameras and be it further

RESOLVED, that a copy of this resolution will be submitted to Governor Andrew Cuomo's office as well as to Senator Timothy Kennedy, Assemblyman Sean Ryan and Assemblyman Patrick Burke's offices.

Moved by Iafallo seconded by Schultz to adopt resolution s written
Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

6. (B) RESOLUTION # 10, 2019

**CONCERNING A PROPOSED ACTION TO SELECT GOOD ENERGY, L.P. TO ACT AS COMMUNITY CHOICE
AGGREGATION PROGRAM ADMINISTRATOR**

WHEREAS, the city of Lackawanna desires to find ways to reduce electricity and/or natural gas costs for residential and commercial customers throughout the city of Lackawanna; and

WHEREAS, the city of Lackawanna desires to adopt and approve through local law a Community Choice Aggregation Program; and

WHEREAS, the city of Lackawanna has been approached by Good Energy, L.P. regarding the possibility of Good Energy, L.P. acting as Administrator of the city of Lackawanna Community Choice Aggregation Program; and

WHEREAS, the mayor and the city council of the city of Lackawanna has determined that Good Energy, L.P. is qualified to act as Administrator of the city of Lackawanna's Community Choice Aggregation Program; and

WHEREAS, the city of Lackawanna desires to work with Good Energy, L.P. to take any and all steps necessary and required by the New York State Law and policies, programs and orders of State administrative agencies to evaluate, negotiate and contract for the implementation of the Community Choice Aggregation Program if the city of Lackawanna determines the same to be in the best interests of the city of Lackawanna.

NOW, THEREFORE, BE IT RESOLVED, that the city of Lackawanna resolved as follows:

1. That the mayor and the city council finds that the exploration of the potential use of Community Choice Aggregation in the city of Lackawanna is in the best interest of residential and commercial electricity and natural gas customers within the city of Lackawanna.
2. The mayor and the city council hereby approves Good energy, L.P. to act as Community Choice Aggregation Program Administrator and authorizes the necessary city of Lackawanna officials to work with Good Energy, L.P. to conduct preliminary analyses, design programs, and procure electricity and natural gas service from an energy service company, as well as to take any and all steps necessary and required by the New York State Law and policies, programs and orders of State administrative agencies, including but not limited to conducting an RFP to select an energy provider, and to negotiate and enter into any such agreements including power purchase agreements to facilitate the implementation of the city of Lackawanna Community Choice Aggregation Program if the city of Lackawanna determines the same to be in the best interests of the city of Lackawanna electric and natural gas customers.
3. The council president, and/or members of the city council, as appropriate or as otherwise required by law, are hereby authorized, empowered and directed to execute and deliver such documents and take all such action on behalf of the city of Lackawanna as may be deemed necessary, appropriate or advisable to carry out the intent or purposes of the foregoing resolutions.
4. The execution, delivery and performance by the mayor, and/or the member of the city council, as appropriate or as otherwise required by law, for and on behalf of the city of Lackawanna, of all such further instruments and documents required in connection with the implementation of a Community Choice Aggregation Program, each in form and substance approved by the mayor and council president, and/or the members of the Lackawanna city council, as appropriate or as otherwise required by law, his or her signature thereon being conclusive evidence of such approval, are hereby in all respects approved, adopted and authorized by and on behalf of the city of Lackawanna.
5. The foregoing resolutions shall remain in full force and effect until a copy of a subsequent resolution revoking or amending them, duly certified by the proper officers of the Board, shall be made by the Board.
6. This resolution shall be effective immediately.

Moved by Iafallo seconded by Surdyke to adopt resolution as written
Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

Acquisition of 2838 South Park Avenue

7. To: City Council

I do hereby request the city council to authorize the purchase of 2838 South Park Avenue for the acquisition cost of \$315,000.00.

I will direct the city attorney and comptroller to prepare the proper paperwork in order to finish the transactions.

(Complete contract on file with the City Clerk)

MAYOR GEOFFREY M. SZYMANSKI

Moved by Iafallo seconded by Surdyke to approve request, amend sales contract to match sale price of \$315,000.00

Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

Communications from the City Council:

Ethics Board Appointment-Rescind/Appoint

8. To: City Council

At the regular meeting of the City Council on April 15, 2019, this Honorable Body appointed Pastor Keith Mobley to the Board of Ethics. After further review, I am requesting this body rescind that appointment and instead approve the appointment of Orlando Taylor, 67 Wilkesbarre, Lackawanna to that position. Orlando Taylor’s appointment would be in effect upon City Council approval and pro-rated to expire 01/31/23.

Thank you in advance for your anticipated cooperation in this matter.

JOHN INGRAM-1ST WARD COUNCIL MEMBER

Moved by Ingram seconded by Iafallo to approve request to rescind appointment of Pastor Mobley and appoint Orlando Taylor

Yeas: Ingram, Schultz, Surdyke, Iafallo

Carried 4-0

Communications from Citizens:

Use of Victory & Franklin Parks & Veterans Stadium

9. To: City Council

First we would like to thank you for the opportunity to review our request. We at Lackawanna Sports Club Inc. would like to request that we have access to Victory Park, Franklin Park and Veterans Memorial Stadium for our LA Sports Club Flag Football Showcase league we planned on having for the summer of 2019.

We will be partnering with NFLFlag program to make this event happen. Starting May 14th, 2019 until July 26th, 2019. We will be conducting skills and drills practices at Franklin an Victory Park 1 day during the week on Tuesday and Thursday depending on coaches availability and distance from home, from the times of 530pm-730pm. We would like to have our games at Veterans Memorial Stadium every Friday night from 630pm-930pm. We will have the equipment to host such event but we would like to request permission to paint the field, usage of the field and upkeep (cutting grass once a week for safety). The lights turned on every Friday night. Each child will be between the ages of 4-14 years old. They will be given the chance to learn the basics skills in flag football as well as the opportunity to have fun. Each child would be required to pay a fee of \$30 per child, to cover the cost of equipment, their uniforms (Reversible NFL replica jersey), trophies for our flag super-bowl and materials for our All-Star Game, the clean-up supplies and insurance.

I have provided all insurance and NFLFlag information for you. We also will be providing insurance for each child that signs up and participates, as well as insurance for the field usage.

We truly believe that this would be something amazing for the city of Lackawanna and our kids. Thank you for your time in advance we look forward to working together for the kids.

DARRELL GLOVER, JR-LACKAWANNA SPORTS CLUB PRESIDENT

Moved by lafallo seconded by Schultz to approve request, refer to Director of Recreation

Yeas: Ingram, Schultz, Surdyke, lafallo

Carried 4-0

Adjournment:

Moved by lafallo seconded by Ingram meeting adjourned

Yeas: Ingram, Schultz, Surdyke, lafallo

Carried 4-0

Annette lafallo-Council President

Jeffrey P. DePasquale- City Clerk